



Receipt  
T.E.W.

DECL61.002APC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Darro, et al.  
Appl. No. : 10/530,905  
Filed : April 8, 2005  
For : EXTRACT WITH ANTI-TUMOR  
AND ANTI-POISONOUS ACTIVITY  
Examiner : Unknown

Group Art Unit 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 20, 2005

(Date)

*Che S. Chereskin*

Che Swyden Chereskin, Ph.D., Reg. No. 41,466

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
P.O. Box 1450  
Office of Initial Patent Examination  
Customer Service Center  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that the Official Filing Receipt, a copy of which is enclosed, be corrected to reflect the true application number of the priority data. Presently, the Filing Receipt incorrectly shows the priority application as PCT/EP03/11192 filed 10/09/02. The correct priority data is PCT/EP02/11310 filed 10/09/02. Supporting documentation is provided.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Oct. 20, 2005

By: *Che S. Chereskin*

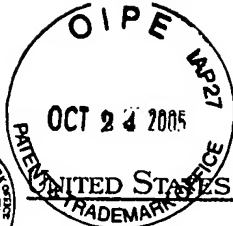
Che Swyden Chereskin, Ph.D.

Registration No. 41,466

Agent of Record

Customer No. 20,995

(949) 760-0404

DECLE61.002APC MK  
MRB/CSC

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/530,905	04/08/2005	1645	450	DECLE61.002APC	27	15	2

CONFIRMATION NO. 9936

20995  
KNOBBE MARTENS OLSON & BEAR LLP  
2040 MAIN STREET  
FOURTEENTH FLOOR  
IRVINE, CA 92614

## FILING RECEIPT



\*OC000000017110106\*

Date Mailed: 10/03/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Francis Darro, Bruxelles, BELGIUM;  
Jean-Claude Braekman, Rhode-Saint-Genese, BELGIUM;  
Pierre Guissou, Ouagadougou, BURKINA FASO;  
Odile Germaine Nacoulma, Ouagadougou, BURKINA FASO;  
Mohamed El Yazidi, Ganshoren, BELGIUM;  
Janique Dewelle, Luttre, BELGIUM;  
Rob Van Ginkel, Vorselaar, BELGIUM;  
Marc Van Damme, Bruxelles, BELGIUM;  
Robert Kiss, Sint-Pieters-Leeuw, BELGIUM;

Power of Attorney: The patent practitioners associated with Customer Number 20995.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP03/11192 10/09/2003

## Foreign Applications

EUROPEAN PATENT OFFICE (EPO) PCT/EP03/11192-10/09/2002

S/b PCT/EP02/11310

Projected Publication Date: 01/05/2006

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

Title

Extract with anti-tumor and anti-poisonous activity

Preliminary Class

435

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Darro, et al.
Int'l Appl. No.	:	PCT/EP2003/011192
Int'l filing date	:	October 9, 2003
For	:	EXTRACT WITH ANTI-TUMOR AND ANTI-POISONOUS ACTIVITY
Examiner	:	unknown
Group Art Unit	:	unknown

## PRELIMINARY AMENDMENT

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Preliminary to examination on the merits, please amend the above-captioned U.S. application as follows.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

Int'l Appl. No. : PCT/EP2003/011192  
Int'l filing date : October 9, 2003

### AMENDMENTS TO THE SPECIFICATION

On page 1 of the Specification, after the Title of the Invention and before the Field of the Invention statement starting on line 1, please insert the following paragraph:

This application is the U.S. National Phase under 35 U.S.C. § 371 of International Application PCT/EP2003/011192, filed October 9, 2003, which claims priority of PCT/EP02/11310, filed October 9, 2002.

On page 51 before Claim 1, please amend as follows:

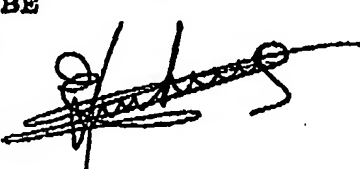

WHAT IS CLAIMED IS: ~~CLAIMS~~

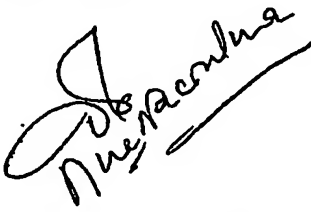

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PCT/EP2003/011192

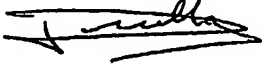
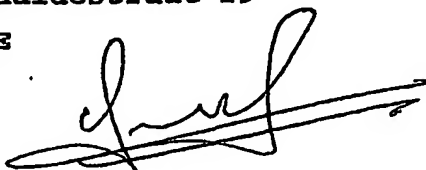
VIII-4-1 -1	<p>Declaration: Inventorship (only for the purposes of the designation of the United States of America) Declaration of Inventorship (Rules 4.17(iv) and 51bis.1(a)(iv)) for the purposes of the designation of the United States of America:</p>	<p>I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.</p> <p>This declaration is directed to the international application of which it forms a part (if filing declaration with application).</p> <p>I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.</p> <p>I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.</p>
	Prior applications:	PCT/EP02/11310, EP, 09 October 2002 (09.10.2002)

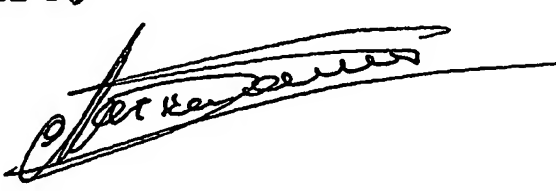

		<p>I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>
<p>VIII-4-1 -1-1 VIII-4-1 -1-2 VIII-4-1 -1-3 VIII-4-1 -1-4 VIII-4-1 -1-5  VIII-4-1 -1-6</p>	<p>Name:  Residence: (city and either US State, if applicable, or country)  Mailing address:  Citizenship:  Inventor's Signature: (If not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)  Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)</p>	<p>DARRO, Francis <i>FD</i> Bruxelles, Belgium <i>BEX</i> Avenue Victor Olivier 8a/60 FR</p> <p><i>New Address:</i> DARRO Francis 163 Rue de la Recherche, Bât 3 1180 UCCLE</p> <p><i>[Signature]</i> <i>17.11.2003</i></p> <p><i>[Signature]</i></p>



VIII-4-1 -2-1	Name:	BRAECKMAN, Jean-Claude <i>2a</i>
VIII-4-1 -2-2	Residence: (city and either US State, if applicable, or country)	Rhode-Saint-Genèse, Belgium <i>BEX</i>
VIII-4-1 -2-3	Mailing address:	Avenue Sainte Thérèse 7
VIII-4-1 -2-4	Citizenship:	BE
VIII-4-1 -2-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	
VIII-4-1 -2-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	24-10-2003
VIII-4-1 -3-1	Name:	GUISSOU, Pierre <i>3-00</i>
VIII-4-1 -3-2	Residence: (city and either US State, if applicable, or country)	Ouagadougou, Burkina Faso <i>BFX</i>
VIII-4-1 -3-3	Mailing address:	01 BP 1806
VIII-4-1 -3-4	Citizenship:	BF
VIII-4-1 -3-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	 <i>P. Guissou</i>
VIII-4-1 -3-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	

VIII-4-1 -4-1	Name:	NACOUUMA, Odile, Germaine	4-0
VIII-4-1 -4-2	Residence: (city and either US State, if applicable, or country)	Ouagadougou, Burkina Faso	BFX
VIII-4-1 -4-3	Mailing address:	01 BP 1938	
VIII-4-1 -4-4	Citizenship:	BF	
VIII-4-1 -4-5	Inventor's Signature: (If not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)		
VIII-4-1 -4-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	09/12/2003	
VIII-4-1 -5-1	Name:	EL YAZIDI, Mohamed	
VIII-4-1 -5-2	Residence: (city and either US State, if applicable, or country)	Ganshoren, Belgium	BEX 50
VIII-4-1 -5-3	Mailing address:	Avenue Charles-Quint 14	
VIII-4-1 -5-4	Citizenship:	BE	
VIII-4-1 -5-5	Inventor's Signature: (If not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)		
VIII-4-1 -5-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	28/10/2003	

VIII-4-1 -6-1 VIII-4-1 -6-2 VIII-4-1 -6-3 VIII-4-1 -6-4 VIII-4-1 -6-5	Name: Residence: (city and either US State, if applicable, or country) Mailing address: Citizenship: Inventor's Signature: (If not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	DEWELLE, Janique Luttre, Belgium BEX 600 Rue du Pachy Couche 35 BE 
VIII-4-1 -6-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	28 octobre 2003.
VIII-4-1 -7-1 VIII-4-1 -7-2 VIII-4-1 -7-3 VIII-4-1 -7-4 VIII-4-1 -7-5	Name: Residence: (city and either US State, if applicable, or country) Mailing address: Citizenship: Inventor's Signature: (If not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)	VAN GINKEL, Rob Vorselaar, Belgium BEX 1700 Maaldestraat 29 BE 
VIII-4-1 -7-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	12 november 2003

VIII-4-1 -8-1	Name:	VAN DAMME, Marc	800
VIII-4-1 -8-2	Residence: (city and either US State, if applicable, or country)	Bruxelles, Belgium	BEX
VIII-4-1 -8-3	Mailing address:	45 Rue de Livourne	
VIII-4-1 -8-4	Citizenship:	BE 68	
VIII-4-1 -8-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)		
VIII-4-1 -8-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)		
VIII-4-1 -9-1	Name:	KISS, Robert	900
VIII-4-1 -9-2	Residence: (city and either US State, if applicable, or country)	Sint-Pieters-Leeuw, Belgium	BEX
VIII-4-1 -9-3	Mailing address:	Henri Consciencestraat 34 - B3	
VIII-4-1 -9-4	Citizenship:	BE	
VIII-4-1 -9-5	Inventor's Signature: (if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)		
VIII-4-1 -9-6	Date: (of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)	12/11/03	